

THURSDAY, MARCH 14, 1985

TWENTY-SECOND LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Brother Steve Flatt, David Lipscomb Church of Christ, Nashville, Tennessee.

Representative Chiles led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 94

Representatives present were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Duer, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

The Speaker announced that Representative Gafford was excused because of illness.

The Speaker announced that Representative Ellis was excused because of business.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

485--To make certain provisions, petroleum products;

700--To enact Credit Life Insurance Act; both substituted for Senate Bills on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

130--To regulate certain state senatorial districts;

350--To regulate restitution, delinquent juveniles;

379--To regulate cost, registration plates, handicapped;

393--To authorize certain collection, clerk's fee, criminal cases;

398--To regulate definition, subdivision;

492--To regulate insurance coverage, handicapped dependents;

512--To regulate Health, Educational and Housing Facilities Corporations;

613--To provide certain exemptions, public transportation systems;

706--To regulate annual term, compulsory school attendance;

839--To regulate contracts, University of Tennessee;

1015--To amend Shelby County Restructure Act; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

253--To enact Prompt Pay Act;

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399--To regulate payment, juvenile court proceedings;

552--To increase tax on lodgings, Williamson County;

662--To require certain notice before inmates are sent out of state; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

133--Relative to expressing sorrow, death of William H. Wooten;

134--Relative to commending Keith Miles;

136--Relative to honoring Ellen Davies--Rodgers;

159--Relative to honoring John R. Richbourg; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 124, 129, 161, 187, 294 and 342; also, Senate Joint Resolutions Nos. 57 and 60; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 124, 129, 161, 187, 294 and 342; Senate Joint Resolutions Nos. 57 and 60.

CALENDAR

House Bill No. 246--To expand definition premier type tourist resort.

On motion, House Bill No. 246 was made to conform with Senate Bill No. 430.

On motion, Senate Bill No. 430, on same subject, was substituted for House Bill No. 246.

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Mr. Murphy moved that Senate Bill No. 430 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	71
Noes	18
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Chiles, Clark (Davidson), Cobb, Collier, Copeland, Covington, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hurley, Huskey, Jared, Jones, Kent, Kernell, King, Kisber, Love, May, McCroskey, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Peroulas, Phillips, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Work and Mr. Speaker McWherter--71.

Representatives voting no were: Byrd, Clark (Sumner), Crain, Cross, Davidson, Dills, Hobbs, Ivy, McAfee, Nance, Napier, Rhinehart, Ridgeway, Stallings, Winningham, Wix, Wolfe and Wood--18.

Representative present and not voting was: Yelton--1.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Bivens, Speaker pro tem.

House Bill No. 113--To provide for jury pay, railroad employees.

On motion, House Bill No. 113 was made to conform with Senate Bill No. 230.

On motion, Senate Bill No. 230, on same subject, was substituted for House Bill No. 113.

Mr. Whitson moved that Senate Bill No. 230 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	2
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Drew, Duer, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery,

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Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

Representatives voting no were: Ivy and Napier--2.

Representative present and not voting was: Bragg--1.

A motion to reconsider was tabled.

House Bill No. 692--To change oath administered to Notaries.

On motion, House Bill No. 692 was made to conform with Senate Bill No. 347.

On motion, Senate Bill No. 347, on same subject, was substituted for House Bill No. 692

Mr. Buck moved that Senate Bill No. 347 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

House Bill No. 197--To regulate Criminal Injuries Compensation Fund.

Mr. Cobb moved that House Bill No. 197 be passed on third and final consideration.

Mr. Cobb moved to amend as follows:

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AMENDMENT NO. 1

Amend House Bill No. 197 by adding a new Section 5 and by appropriately renumbering the remaining sections. The new Section 5 shall read as follows:

Section 5. Tennessee Code Annotated, Section 29-13-107(1) is amended by adding the following at the end of the existing subsection:

"Any award for lost wages suffered by a claimant under this Act shall be based on the temporary total disability schedule in effect at the time of the commission of the crime giving rise to such claim. Provided however, the Board of Claims is authorized to adopt such other standard as is required by federal law or regulation in order to qualify for matching federal funds under the "Victims of Crime Act of 1984" if the Board of Claims determines that the federally required standard is both reasonable and in the financial interest of the Criminal Injuries Program."

On motion, the amendment was adopted.

Thereupon, House Bill No. 197, as amended, passed its third and final consideration by the following vote:

Ayes	90
Noes	4
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Drew, Duer, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Yelton and Mr. Speaker McWherter--90.

Representatives voting no were: Collier, Hobbs, Ridgeway and Winningham--4.

Representative present and not voting was: Work--1.

A motion to reconsider was tabled.

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Mr. Cobb moved that House Bill No. 509 be placed on the Calendar for Monday, March 18, 1985, which motion prevailed.

House Bill No. 514--To make certain provisions, depositions.

Mr. Cobb moved that House Bill No. 514 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Drew, Duer, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representative present and not voting was: Henry--1.

A motion to reconsider was tabled.

House Bill No. 516--To authorize certain persons to perform marriages.

Mr. Cobb moved that House Bill No. 516 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	75
Noes	18
Present and not voting	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), DePriest, Dixon, Drew, Frensley, Gaia, Garrett, Gill, Hassell, Henry, Hillis, Hurley, Huskey, Ivy, Jared, Kent, Kisber, Love, May, McCroskey, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler,

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Whitson, Williams, Winningham, Wix, Wood, Work and Mr. Speaker McWherter--75.

Representatives voting no were: Brewer, Chiles, Corss, Davis (Knox), DeBerry, Dills, Duer, Harrill, Hobbs, Jones, Lawson, McAfee, Moody, Nance, Napier, Stafford, Webb and Wolfe--18.

Representatives present and not voting were: Kernell, King and Yelton--3.

A motion to reconsider was tabled.

House Bill No. 517--To regulate disclosure of adoption information.

On motion, House Bill No. 517 was made to conform with Senate Bill No. 170.

On motion, Senate Bill No. 170, on same subject, was substituted for House Bill No. 517.

Mr. Cobb moved that Senate Bill No. 170 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	6
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Frensley, Gaia, Garrett, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Kent, Kernell, King, Kisber, Lawson, Love, May, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--89.

Representatives voting no were: Chiles, Jones, McAfee, Peroulas, Turner, L. (Shelby) and Wolfe--6.

Representative present and not voting was: Napier--1.

A motion to reconsider was tabled.

Mr. Cobb moved that House Bill No. 510 be placed on the Calendar for Monday, March 18, 1985, which motion prevailed.

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House Bill No. 207--To regulate professional bondsmen.

Mr. Drew moved that House Bill No. 207 be passed on third and final consideration.

Mr. Drew moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 207 by deleting Section 2 in its entirety and by substituting instead the following:

SECTION . This Act shall take effect upon becoming a law, the public welfare requiring it.

On motion, the amendment was adopted.

Mr. Murray moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 207 by adding the following to the end of subsection (b) of the amendatory language of Section 1:

Provided, however, the provisions of this act shall not apply to any person, corporation, or other entity regulated or provided for in Tennessee Code Annotated, Title 56, Chapter 15.

On motion, the amendment was adopted.

Thereupon, House Bill No. 207, as amended, passed its third and final consideration by the following vote:

Ayes	64
Noes	28

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Clark (Davidson), Cobb, Covington, Cross, Curlee, Darnell, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Gaia, Garrett, Gill, Hillis, Hurley, Huskey, Jared, Jones, Kent, Kernell, King, Kisber, Love, May, McCroskey, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Peroulas, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Wix, Work, Yelton and Mr. Speaker McWherter --64.

Representatives voting no were: Chiles, Clark (Sumner), Collier, Crain, Davidson, Davis (Gibson), Duer, Frensley, Harrill, Hassell, Henry, Hobbs, Ivy, Lawson, McAfee, Nance, Napier, Ridgeway, Severance, Shirley, Stafford, Swann, Tankersley, Treadway, Williams, Winningham, Wolfe and Wood--28.

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A motion to reconsider was tabled.

House Bill No. 195--To make provisions, Criminal Injuries Compensation Program.

Mr. Cobb moved that House Bill No. 195 be passed on third and final consideration.

Mr. Cobb moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 195 by deleting Section 2 in its entirety and substituting the following new section:

"Section 2: This act shall take effect upon passage, the public welfare requiring it."

On motion, the amendment was adopted.

Thereupon, House Bill No. 195, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representatives voting no were: Buck, Crain and Moody--3.

A motion to reconsider was tabled.

Mr. Cobb moved that House Bill No. 515 be placed on the Calendar for Monday, March 18, 1985, which motion prevailed.

CONSENT CALENDAR

House Joint Resolution No. 92--Relative to alleviating economic crisis, farmers.

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House Joint Resolution No. 143--Relative to honoring Ruth and Clarence Dizzard.

House Joint Resolution No. 145--Relative to honoring Cammy Jo Wood.

House Joint Resolution No. 146--Relative to remembering Maynard "Coach" Glenn.

House Joint Resolution No. 147--Relative to honoring Jim Green.

House Joint Resolution No. 148--Relative to honoring Stroud Gwynn.

House Joint Resolution No. 149--Relative to honoring Charles Ralph.

House Joint Resolution No. 150--Relative to Commending Norris Boyd.

House Joint Resolution No. 151--Relative to commending Private Industry Council, Memphis, Shelby and Fayette Counties.

House Resolution No. 15--Relative to honoring Coach Bobby Hopkins and Westmoreland High School girls basketball team.

House Resolution No. 16--Relative to commending Patricia "Pat" Head Summitt.

Senate Joint Resolution No. 62--Relative to congratulating Mr. and Mrs. John Kenneth Gresham, Jr.

Senate Joint Resolution No. 63--Relative to honoring Ronald Pete Bednarzyk.

House Bill No. 1039--To amend Shelby County Restructure Act.

On motion, House Bill No. 1039 was made to conform with Senate Bill No. 1015.

On motion, Senate Bill No. 1015, on same subject, was substituted for House Bill No. 1039.

House Bill No. 1041--To provide for transfer of juvenile court records, Williamson County.

Mr. Gill moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

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Ayes 97
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 58--To amend Section 29-20-107, Code.

SENATE AMENDMENT NO. 1

Amend House Bill No. 58 by deleting the following language in Section 1 (e):

Provided, further, that in addition to the categories of employee herein enumerated, trainee police officers, known as "police service technicians," and police reserve officers shall not be disqualified by subdivisions (3) or (5) of subsection (a) from the immunity granted by this chapter.

Mr. Rhinehart moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes 93
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Collier, Copeland, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley,

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Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 295--To exempt income from certain stocks from tax.

SENATE AMENDMENT NO. 1

Amend House Bill No. 295 by deleting from Section 2 the figure "1984" and substituting instead the figure "1985".

Mr. Rhinehart moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 691--To change the annual term of compulsory school attendance.

SENATE AMENDMENT NO. 1

Amend House Bill No. 691 in Section 2 by adding the following at the end of the section:

If any waiver is requested under the provisions of this section below one hundred and seventy-five (175) days of instruction, no more than one (1) day of vacation may be taken after February 1, 1985, in the local education agency requesting such waiver.

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AND FURTHER AMEND by adding a new Section 3 as follows, and redesignating present Sections 3 through 5 to be Sections 4 through 6:

SECTION 3. Any local education agency endeavoring to make up instructional days lost due to weather related closures may do so by conducting classes for thirty (30) minutes or longer beyond the six and one-half (6 1/2) hours of instruction required, conducting classes on Saturdays or other holidays, or such other actions as the commissioner may approve. Any classes conducted after February 1, 1985, on holidays, Saturdays, or for periods of thirty (30) minutes or longer in excess of the regular instructional day shall be counted for make up purposes, even if the local education agency had previously conducted such classes as part of its instructional program.

Mr. Naifeh moved that the House concur in Senate Amendment No. 1.

Mr. Henry moved that the motion be tabled, which motion prevailed.

Mr. Burnett moved that the House non-concur in Senate Amendment No. 1, which motion prevailed.

BILL RE-REFERRED

On motion of Mr. Bragg, House Bill No. 322 was recalled from the Committee on Finance, Ways and Means.

On motion of Mr. Bragg, House Bill No. 322 was referred to the Committee on Calendar and Rules.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 97

Representatives present were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Frensey, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

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Mr. Shirley moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 164 out of order, which motion prevailed.

House Joint Resolution No. 164--Relative to congratulating Marie Muller McCraney--By Shirley.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Shirley, the resolution was adopted.

A motion to reconsider was tabled.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 152--Relative to confirming appointment, John W. "Johnny" Bellis, Jr.--By Wolfe, Tankersly, Hillis and Stallings.

The Speaker referred House Joint Resolution No. 152 to the Committee on Conservation and Environment.

House Joint Resolution No. 153--Relative to honoring Jerome G. Dunham--By McNally.

Under the rules, House Joint Resolution No. 153 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 154--Relative to commending Tracy E. Whitaker--By Phillips.

Under the rules, House Joint Resolution No. 154 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 155--Relative to honoring Sean Corley Helton--By Severance and McNally.

Under the rules, House Joint Resolution No. 155 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 156--Relative to congratulating Union City H. S. football team--By Tanner.

Under the rules, House Joint Resolution No. 156 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 157--Relative to confirming appointment, Charles E. Pearyhouse--By Wood, McAfee and Copeland.

The Speaker referred House Joint Resolution No. 157 to the Committee on Conservation and Environment.

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House Joint Resolution No. 158--Relative to confirming appointment, Norma Crow--By Work, Collier, Frensley, Davidson, Henry, Napier, Brewer, Hillis, Kernell, Darnell, Naifeh, Bragg, Scruggs, Stallings, Stafford, Murray, Gill, Jared, Rhinehart and Tanner.

The Speaker referred House Joint Resolution No. 158 to the Committee on Conservation and Environment.

House Joint Resolution No. 160--Relative to providing assistance to Knoxville College--By Drew.

The Speaker referred House Joint Resolution No. 160 to the Committee on Education.

House Joint Resolution No. 161--Relative to airlines serving Knoxville's McGhee Tyson Airport--By May, Scruggs, Peroulas, Miller, Drew, Davis (Knox) and Severance.

The Speaker referred House Joint Resolution No. 161 to the Committee on Calendar and Rules.

House Joint Resolution No. 162--Relative to honoring Charles L. Baggett--By Davidson.

Under the rules, House Joint Resolution No. 162 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 163--Relative to commending Beverly Bonds--By Miller, Drew, May, Davis (Knox), Peroulas, Severance and Scruggs.

Under the rules, House Joint Resolution No. 163 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILL

House Bill No. 1043--To amend Charter, Fayetteville--By Phillips and DePriest.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 176--To regulate recovery limits in lawsuits, certain courts.

Passed first consideration.

Senate Bill No. 188--To provide certain recognition, certain high school pupils.

Passed first consideration.

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Senate Bill No. 228--To regulate compensation, certain disabilities of employment.

Passed first consideration.

Senate Bill No. 308--To make certain provisions, subsurface sewage disposal systems.

Passed first consideration.

Senate Bill No. 338--To regulate certain violations, land surveying.

Passed first consideration.

Senate Bill No. 339--To make provisions, land surveyors.

Passed first consideration.

Senate Bill No. 346--To regulate mechanics' and materialmen's liens.

Passed first consideration.

Senate Bill No. 382--To make provisions, interlocal cooperation.

Passed first consideration.

Senate Bill No. 384--To regulate Tennessee Consignment of Art Act.

Passed first consideration.

Senate Bill No. 395--To revise certain fees charged by clerks, various courts.

Passed first consideration.

Senate Bill No. 401--To regulate issuance, capital outlay notes.

Passed first consideration.

Senate Bill No. 411--To authorize purchase, fire fighting equipment, bond issuance.

Passed first consideration.

Senate Bill No. 569--To regulate multi-family housing facilities.

Passed first consideration.

Senate Bill No. 572--To regulate certain fees, sheriffs attending grand jury.

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Passed first consideration.

HOUSE BILL ON SECOND CONSIDERATION

House Bill No. 1042--To regulate purchasing, Montgomery County.

Passed second consideration and held without reference.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, March 18, 1985: House Bills Nos. 731, 435, 609, 462, 354, 714, 904, 219, 76, 208 and 506.

GILL, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 109, 110, 111, 112, 113, 114, 115, 117, 118, 119, 120, 122, 123, 125 and 131; also, House Bills Nos. 11, 131, 136 and 294; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.:

68--Relative to honoring Herb Kosten; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 1041; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following

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bills on the Consent Calendar for Monday, March 18, 1985: House Joint Resolutions Nos. 153, 154, 155, 156, 161, 162, 163, House Joint Resolution No. 53 and House Bills Nos. 674 and 1009.

GILL, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of Senate Bill No. 997, for further action.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

On motion of Mr. Frensley, Senate Bill No. 997 was returned to the Senate as requested.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

50--To appropriate funds, Mid-South Coliseum;

173--To terminate farm placement advisory council;

174--To terminate community development board; all substituted for Senate Bills on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

NOTICE PURSUANT TO RULE NO. 58

Pursuant to Rule No. 58, the sponsor gave notice of his intention to consider the following measure from the Senate on Monday, March 18, 1985:

House Bill No. 50--Gill

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

299--To regulate withdrawal of candidates, certain elections;

301--To regulate voting absentee by personal appearance, holidays;

302--To regulate certain out-of-state services;

472--To amend Intercounty Enforcement of Support Law;

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608--To prohibit harrassment, certain hunters, trappers and fishermen;

639--To amend Uniform Relocation Assistance Act;

695--To regulate contributions, certain parolees;

713--To provide certain computer records, Registers of Deeds;

734--To regulate review and alteration, certain prison sentences;

737--To make certain provisions, population, Sequatchie County;

912--To regulate retirement benefits, Group II members;

926--To provide housekeeping measure, sales and use tax; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

246--To regulate Industrial and Agricultural Development Commission;

270--To regulate forfeiture, certain conveyances; both passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

825--To add member, Pickett County School Board;

1021--To amend Charter, Gainesboro;

1023--To provide for board of school commissioners, Warren County;

1025--To make certain provisions, Reelfoot Levee District;

1026--To make certain provisions, Madrid Bend Levee District;

1034--To regulate Coffee County hospital district;

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1037--To amend Charter, Lawrenceburg;

1040--To amend Charter, Red Bolling Springs;

1041--To transfer juvenile court clerk functions, Williamson County; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 195, 197, 207, 514 and 516; and House Joint Resolutions Nos. 92, 143, 145, 146, 147, 148, 149, 150, 151 and 164; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 11, 131, 136 and 294; House Joint Resolutions Nos. 109, 110, 111, 112, 113, 114, 115, 117, 118, 119, 120, 122, 123, 125 and 131; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

On motion of Mr. Naifeh, the House adjourned until 6:00 p.m., Monday, March 18, 1985.